

NIPOMO COMMUNITY SERVICES DISTRICT

Celebrating 45 Years of Service 1965 - 2010

AGENDA

JULY 28, 2010 AT 9:00 A.M.

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

JAMES HARRISON, **PRESIDENT**

LARRY VIERHEILIG, **VICE PRESIDENT**

MICHAEL WINN, **DIRECTOR**

ED EBY, **DIRECTOR**

BILL NELSON, **DIRECTOR**

PRINCIPAL STAFF

DON SPAGNOLO, **GENERAL MANAGER**

LISA BOGNUDA, **ASSIST. GENERAL MANAGER**

DONNA JOHNSON, **BOARD SECRETARY**

JON SEITZ, **GENERAL COUNSEL**

PETER SEVCIK, **DISTRICT ENGINEER**

Mission Statement: The Nipomo Community Services District's mission is to provide its customers with reliable, quality, and cost-effective services now and in the future.

NOTE:

- *All comments concerning any item on the agenda are to be directed to the Board President.*
- *Consistent with the Americans with Disabilities Act and California Government Code §54954.2 requests for disability related modification or accommodation, including auxiliary aids or services may be made by a person with a disability who requires the modification or accommodation in order to participate at the below referenced public meeting by contacting the District General Manager at 805-929-1133.*
- *District-prepared staff reports and documents are generally posted on the District's website {[NCSD.CA.GOV](http://ncsd.ca.gov)} on the same date the agenda is posted.*
- *Any writing or document pertaining to an open session item on this agenda which is distributed to the Board of Directors after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review at the District Secretary's Office, 148 S. Wilson Street, Nipomo, CA, during normal business hours, and may be posted on the District's web site at <http://www.ncsd.ca.gov>.*
- *Items may be taken out of order. The Board typically breaks for lunch at approximately 12 noon and conducts Closed Session at that time, reconvening to public session at approximately 1:00 p. m.*
- *Please silence all cell phones during the meeting, as a courtesy to others.*

A. CALL TO ORDER AND FLAG SALUTE

NEXT RESOLUTION 2010-1194

NEXT ORDINANCE 2010-115

B. ROLL CALL

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) MIKE NUNLEY OF AECOM

Update re: Waterline Intertie Project

C-2) NCSD SUPERINTENDENT TINA GRIETENS

Update recent Operations activities.

C-3) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST

Receive Announcements from Directors Items of District & Community Interest

C-4) PUBLIC COMMENT ON ITEMS NOT ON AGENDA

Any member of the public may give comments on the presentations and address the Board relating to any matter within the Board's jurisdiction but not on the Board's agenda. **Public Comment is limited to three (3) minutes or otherwise at the discretion of the President.**

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

- D. CONSENT AGENDA *The following items are considered routine and non-controversial by staff and may be approved by one motion if no member of the Board wishes an item removed. If discussion is desired, the item will be removed from the Consent Agenda and will be considered separately at the conclusion of the Administrative Items. Questions or clarification may be made by the Board members without removal from the Consent Agenda.*

The recommendations for each item are noted in brackets.

- D-1) WARRANTS [RECOMMEND APPROVAL]
- D-2) BOARD MEETING MINUTES OF JULY 7, 2010 [RECOMMEND APPROVAL]
- D-3) BANK SIGNATURE CARD REVISION [RECOMMEND APPROVAL]
- D-4) QUARTERLY INVESTMENT [RECOMMEND APPROVAL]
- D-5) SLUDGE REMOVAL CONTRACT [RECOMMEND APPROVAL]

E. ADMINISTRATIVE ITEMS

- E-1) CONSIDER CALIFORNIA SPECIAL DISTRICT ASSOCIATION 2010 BOARD OF DIRECTORS ELECTION [SELECT CANDIDATE AND SUBMIT BALLOT]
- E-2) CONSIDER QUARTERLY REVIEW OF STRATEGIC PLAN [RECEIVE REPORT AND PROVIDE DIRECTION TO STAFF]
- E-3) CONSIDER VARIANCE AT 148 N. THOMPSON [PROVIDE DIRECTION TO STAFF]
- E-4) CONSIDER DRAFT SOUTHLAND WASTEWATER TREATMENT PLANT MASTER PLAN AMENDMENT [RECOMMEND APPROVAL]
- E-5) CONSIDER SPRING 2010 GROUNDWATER INDEX [RECEIVE REPORT]
- E-6) CONSIDER CHANGING NAME OF WATER CONSERVATION COMMITTEE TO CONSERVATION COMMITTEE [RECOMMEND APPROVAL]

ADJOURN TO NCSD PUBLIC FACILITIES CORPORATION

ROLL CALL

Public comment on Agenda Item

- A. NCSD PUBLIC FACILITIES CORPORATION MEETING
Approve 2009 Minutes

ADJOURN TO NCSD REGULAR MEETING

F. GENERAL MANAGER'S REPORT

- G. COMMITTEE REOPORTS
Southland WWTF Committee – July 12, 2010
WIP Committee – July 26, 2010

I. CLOSED SESSION ANNOUNCEMENTS

- 1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION

**Nipomo Community Services District
REGULAR MEETING
AGENDA**

PURSUANT TO GC §54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).

2. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 MARIA VISTA VS. NCSD (CASE NO. CV 040877), MARIA VISTA VS. NCSD (CASE NO. CV 061079), AND MARIA VISTA VS. LINDA VISTA FARMS, NCSD ET AL. (CASE NO. CV 040150);
3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC SECTION 54956.9; NCSD VS. COUNTY SLO, ET AL. (CASE #CV090010)

H. PUBLIC COMMENT ON CLOSED SESSION

I. ADJOURN TO CLOSED SESSION

J. OPEN SESSION
ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

ADJOURN

- Next Regular Board Meeting is August 11, 2010

TO: BOARD OF DIRECTORS
FROM: DON SPAGNOLO
GENERAL MANAGER 
DATE: JULY 21, 2010

**AGENDA ITEM
C-1**

JULY 28, 2010

WATERLINE INTERTIE PROJECT UPDATE

ITEM

Mike Nunley of AECOM Engineering re Waterline Intertie project status [NO ACTION REQUESTED].

BACKGROUND

Mike Nunley is scheduled to summarize the attached report.

RECOMMENDATION

Staff recommends that your Honorable Board receive the presentation and ask questions as appropriate.

ATTACHMENTS

- July 21, 2010 WIP Design Phase Status Report

Memorandum

To Don Spagnolo, General Manager – NCSD Page 1

CC Peter Sevcik, Jon Hanlon, Josh Reynolds, Jim Froelicher, Eileen Shields,
Kirk Gonzalez

Subject Waterline Intertie Project – Design Phase Status Report

From Michael K. Nunley, AECOM

Date July 21, 2010

The Project Team has completed the following work items this month:

1. Bid Package #4 (Pump Station, Reservoir, and Chloramination Systems) 90% submittal was provided to District staff and peer reviewers on June 18 for review and comment.
2. Wallace Group, Hamner-Jewell and Associates (HJA), District staff and AECOM have completed drafting the application to the County, public lot map, and supporting documentation for creation of a Public Lot for the booster pump station and reservoir site. HJA is working with the current land owner to receive their signature on the application prior to submittal of the application package to the County.
3. HJA obtained a copy of the lease agreement for the Troesh surface mining on the Biorn property in the Santa Maria River last month. The project team reviewed it and decided to widen the easement on the Biorn property to protect the pipe from potential future mining. District staff is working with HJA and legal counsel for negotiations with Troesh.
4. AECOM is continuing work on Bid Package #3 (Blosser Road Water Main and Flow Meter) for final submittal.
5. AECOM compiled a table of project permits and status (attached), to be updated and submitted with subsequent status reports.

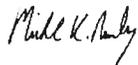
Schedule

The Project Schedule is attached and has been updated to reflect the current project status. District staff is working with the Assessment Engineers to confirm the financing schedule.

Budget Status

As shown on the attached Design Budget and Invoice Summary, our fee earned is slightly ahead of the work completed under Task 3.

Yours Sincerely,



Enclosures: Permits & Status; Design Budget & Invoice Summary; Project Budget Summary;
Project Schedule

Nipomo Community Services District
 Waterline Inter tie Project
 Permit Status

updated:

7/20/2010

Permitting Agency	Permit	Status	Issue Date	Expiration Date	Notes
CalTrans	Encroachment	Received	7/1/2010	12/30/2011	BP2 Hwy 101 Xing
CalTrans	Encroachment	Contractor to apply			"Dual Permit"
SLO County	Encroachment	Contractor to apply			BP2 - NCSD to submit for draft conditions
SLO County	Encroachment	Contractor to apply			
City of Santa Maria	Encroachment	Contractor to apply			BP3
CA Fish & Game	Streambed Alteration Agreement	Received draft permit			AECOM & NCSD staff drafting comments for
ACOE	404 & other permits	Received exemption	3/25/2010		F&G
DOSH (OSHA)	Tunnel Classification	Received	3/22/2010; 3/30/2010	NA	2 jack & bore locations in BP3
DOSH (OSHA)	Excavations > 5 ft	Contractor to apply			
DOSH (OSHA)	Certification of safety Reps for tunneling	Contractor to apply			
SLO APCD	Authority to Construct / Permit to Operate	NCSD to apply			apply at start of bid phase
SLO APCD	Naturally Occurring Asbestos	Received exemption	11/2/2009		
RWQCB	Notice of Intent to Discharge	NCSD to file			NPDES/ Stormwater General Permit
RWQCB	SWPPP	Contractor to complete			
DPHS	Water Supply Permit Amendment	NCSD to file (min 4 mo. Prior to WIP startup)			AECOM working with DPHS for preliminary comments on 90% design

7/20/2010

Engineering Services for NCSD - SWP Design		Nipomo CSD				
	Total Budget	Amount Previously Invoiced	Invoice Amount	Current Amount	% of Budget Earned to date	% of Work Complete
Task Group 1 - Concept Design Report	\$441,553.65	\$438,253.39	\$3,300.26	\$3,300.26	100%	100%
Task Group 2 - Permitting	\$38,545.92	\$31,679.73	\$0.00	\$0.00	82%	82%
Task Group 3 - Construction Documents	\$442,933.43	\$444,666.11	\$0.00	\$0.00	100%	94%
Task Group 4 - Project Management	\$82,869.68	\$59,045.24	\$3,067.39	\$3,067.39	75%	75%
Task Group 5 - Assistance During Bids	\$48,942.36	\$0.00	\$0.00	\$0.00	0%	0%
Task Group 6 - Office Engineering During Construction (5 Bid Packages)	\$175,836.96	\$2,431.46	\$0.00	\$0.00	1%	1%
Total	\$1,230,682.00	\$976,075.93	\$6,367.65	\$6,367.65	80%	78%

	Amount Previously Invoiced	Current Invoice Amount	Total Permitting Fees to date
Permitting Fees	\$6,573.01	\$0.00	\$6,573.01

Item	Description	Budgeted Amount May 2008 PER	Updated Amount 17-Mar-09	Updated Amount 22-Apr-09 Concept Design Report	Updated Amount Dec-09 60% Design Plans
1	Mobilization	\$580,000	\$580,000	\$607,000	\$706,800
2	Blosser Extension (18-in)	\$1,247,000	\$1,247,000	\$1,129,000	\$1,148,800
3	Pump Station No. 1 turnout & meter (Blosser Rd)	\$61,000	\$61,000	\$158,000	\$166,400
4	River Crossing (24-in HDD & levee jack & bore)	\$6,135,000	\$6,135,000	\$5,462,500	\$5,414,200
5	24-in Pipeline to Joshua	\$656,000	\$656,000	\$400,000	\$399,500
6	Reservoir (0.5-MG)	\$1,361,000	\$1,361,000	\$1,365,000	\$1,364,700
7	Pump Station No. 2	\$603,000	\$603,000	\$1,572,500	\$1,512,300
8	Pressure Regulators (200 homes)	\$30,000	--	--	--
9	Pressure Reducing Valve Stations	\$18,000	\$72,000	\$243,000	\$290,100
10	Chloramination (Joshua & 5 wellheads)	\$707,000	\$707,000	\$739,500	\$739,200
11	Upgrade Southland to 12-in	\$799,500 (1)	\$780,000 (7)	\$849,000	\$828,900
12	Upgrade Frontage to 12-in	\$1,101,300 (1)	\$880,000 (7)	\$957,000	\$958,600
13	Upgrade Orchard to 12-in	\$509,000	\$1,040,000 (8)	\$1,103,500	\$1,200,800
14	Upgrade Division to 10-in between Allegre and Meridian (6)	\$53,000	--	--	--
15	Oakglen Avenue 12-in main (5)	--	\$420,000	\$457,000	\$472,600
16	Darby Lane 12-in main (5)	--	\$100,000	\$153,000	\$114,100
17	HWY 101 Bore & Jack (5)	--	\$132,000	\$241,000	\$228,700
18	Isolation Valves (5)	--	\$12,000	\$12,000	\$12,000
19	Pump Station All Weather Access Road	--	--	\$128,000	\$127,500
20	Pipe Cleaning Launch Station Stub Out (Blosser Rd)	--	--	--	\$20,400 (13)
Construction Subtotal		\$13,860,800	\$14,786,000	\$15,577,000	\$15,705,600
21	Contingency	\$3,643,000	\$3,696,500 (9)	\$3,115,400 (11)	\$3,141,120
Construction Subtotal + Contingency		\$17,503,800	\$18,482,500	\$18,692,400	\$18,846,720
22	Property Allowance	<i>not included</i> (4)	<i>not included</i> (4)	\$500,000 (4)	\$278,964 (4)(14)
23	Design-Phase Engineering				
	Original Agreement (July 2008)		\$744,993	\$744,993	\$744,993
	Budget Revision 1 - Pressure Reduction		\$132,798	\$132,798	\$132,798
	Budget Revision 2 - Biological Survey for HDD		\$4,050	\$4,050	\$4,050
	Budget Revision 3 - Modeling for GSW/Woodlands Turnouts		\$8,380	\$8,380	\$8,380
	Budget Revision 4 - Additional Survey Services		\$9,900	\$9,900	\$9,900
	Budget Revision 5 - Utility Investigation (Potholing)		--	--	\$8,883
	Budget Revision 6 - Additional Property Research		--	--	\$805
	Budget Revision 7 - PG&E Savings by Design support		--	--	\$4,164
	Budget Revision 8 - 60% Design Budget Update		--	--	\$140,872
24	Office Engineering during construction		\$175,837	\$175,837	\$175,837
25	Estimated Construction Management (3)	\$2,428,000 (2)	\$1,507,170 (10)	\$1,507,170 (10)	\$1,507,170 (10)
26	Permitting Fees To Date	--	\$1,573	\$1,573	\$6,173
27	Non-Final Design Funds Spent To Date	<i>not included</i>	<i>not included</i>	\$1,402,879 (12)	\$1,705,009 (12)(16)
28	Estimated Other Costs (Assessment, etc)	<i>not included</i>	<i>not included</i>	\$415,420 (12)	\$300,000 (12)(16)
29	Public Outreach	<i>not included</i>	<i>not included</i>	<i>not included</i>	\$76,000 (15)(17)
WATERLINE PROJECT TOTAL (Rounded to 1000)		\$19,932,000 (4)	\$21,068,000	\$23,596,000	\$23,951,000
A	Frontage Road Sewer Replacement	--	--	\$1,239,500 (A)	\$1,726,932 (A)(B)(C)
B	Sewer Contingency			\$247,900 (A)	\$259,040 (A)(D)
FRONTAGE RD SEWER TOTAL (Rounded to 1000)				\$1,488,000 (A)	\$1,986,000 (A)(C)

Notes:

- ENR CCI: March 2008 = 8109
- (1) Costs are from the December 2007 Water and Sewer Master Plan (Cannon).
- (2) Engineering and Construction Management were originally presented as a "lump sum" amount
- (3) Includes material testing, construction staking, and environmental monitoring
- (4) Estimate only. Property allowance not included prior to April 2009 estimate.
- (5) These work items were added to relieve high pressures on Mesa as an alternative to service pressure regulating valves (See Tech Memo 9). One PRV station at Maria Vista was required initially. Four are recommended for revised project. This was design Budget Revision #1.
- (6) Based on review of record drawings, this pipeline is already a 10-in main
- (7) Initial estimate incorporated Master Plan project costs. Revised estimate includes higher unit costs to reflect paving 1 traffic lane, per County standards
- (8) Updated unit costs include higher costs to reflect paving 1 traffic lane, per County standards
- (9) Contingency was modified to 25% which is more appropriate for concept design phase.
- (10) To be provided by CM team - Has not been revised to reflect additional work for construction management of Oakglen, Darby, and Orchard extensions.
- (11) Contingency was modified to 20% which is more appropriate for 30% design phase.
- (12) Estimate provided by District staff.
- (13) Item added during 60% design for potential future pipe cleaning launch station. Cost for potential future receiving station was added to item #7 (pump station).
- (14) Reduced at 12/9/2009 Board Meeting.
- (15) Added to January 2010 cost opinion per District
- (16) Estimate updated by District staff 4/21/10.
- (17) Updated based on Board action on 3/24/10.
- not included* = Item was not included in previous construction cost opinions, but was added to provide a complete assessment of anticipated project costs.
- (A) Frontage Road Sewer to be Part of Bid Package #2, but to be paid for out of funds separate from the Supplemental Water Project
- (B) Includes 1100 LF of 24-in sewer and manholes from Southland Street to WWTP Lift Station, which was not previously included in project scope.
- (C) Construction cost opinion has been updated based on Draft Final Plans and Specifications for Waterline Intertie Project Bid Package #2 (April 2010)
- (D) Contingency has been adjusted to 15%.

TO: BOARD OF DIRECTORS

FROM: DON SPAGNOLO
GENERAL MANAGER

DATE: JULY 21, 2010

**AGENDA ITEM
C-2**

JULY 28, 2010

MONTHLY SUPERINTENDENT UPDATE

ITEM

NCSD Facilitates Superintendent Tina Grietens re Update recent Operations Activities [NO ACTION REQUESTED].

BACKGROUND

Tina Grietens is scheduled to summarize the attached outline.

RECOMMENDATION

Staff recommends that your Honorable Board receive the presentations and ask questions as appropriate.

ATTACHMENTS

- Operations Report

NIPOMO COMMUNITY



SERVICES DISTRICT

BOARD MEMBERS

JAMES HARRISON, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
ED EBY, DIRECTOR
MIKE WINN, DIRECTOR
BILL NELSON, DIRECTOR

STAFF

DON SPAGNOLO, P.E., GENERAL MANAGER
LISA BOGNUA, ASSISTANT GENERAL MANAGER
JON SEITZ, GENERAL COUNSEL
PETER SEVCIK, P.E., DISTRICT ENGINEER

148 SOUTH WILSON STREET POST OFFICE BOX 326 NIPOMO, CA 93444 - 0326
(805) 929-1133 FAX (805) 929-1932 Website address: NCS.D.CA.GOV

TO: DON SPAGNOLO, P.E., GENERAL MANAGER
FROM: TINA GRIETENS, UTILITY SUPERINTENDENT TG
DATE: JULY 21, 2010
SUBJECT: UTILITY DIVISION UPDATE FOR JUNE 18, 2010 – JULY 20, 2010

Southland Wastewater Plant and Utility Yard

- Utility equipment storage building notice to proceed issued
- Lab instrument deliveries received
- Sludge dredging RFP issued, proposal reviewed
- Ripping/discing of percolation ponds performed at Southland WWTP
- Southland Effluent BOD in compliance; above limits for suspended solids and settleable solids

Collection system

- Vac-Con: Tefft and Oak Glenn lift station basins cleaned
- Training with City of SLO crew
- Video spot check of collection system first week of July

Distribution System

- Via Concha well online
- Quad tank rehabilitation progressing: Tank #2 disinfected, filled, analyses for microbiological integrity scheduled for this week and volatile organic compounds next week
- Security system at standpipe connected to SCADA system
- Rectifier for Cathodic Protection System replaced at Standpipe
- Cathodic Protection System Replaced at Tank #2
- Ventilation systems installed at Sundale (solar) and Bevington (electrical) wells

Maintenance

- Quarterly Vac-con maintenance performed
- String trimming weeds at District Facilities-Southland and Blacklake WWTP
- Angle stop and meter replacements, fire hydrant painting, dead end water lines flushed
- Two fire hydrants damaged and replaced due to auto accidents, police reports requested and follow up is in progress to recoup losses

Compliance

- preparing reports for WWTP

Other

- Reviewed Southland Master Plan Amendment
- Working with District Engineer on District Projects
- CPR/First Aid Training scheduled 7/22/10

Follow up

- Old tractors sold through auction have been picked up and transported to Ontario, Canada (backhoe) and Apple Valley, CA (loader). Net proceeds to NCSD: \$14,174.00

Responses to Directors Winn, Harrison, and Eby:

Mr. Winn: Training is scheduled for Traffic Control 8/17/10; Defensive Driving 8/18/10

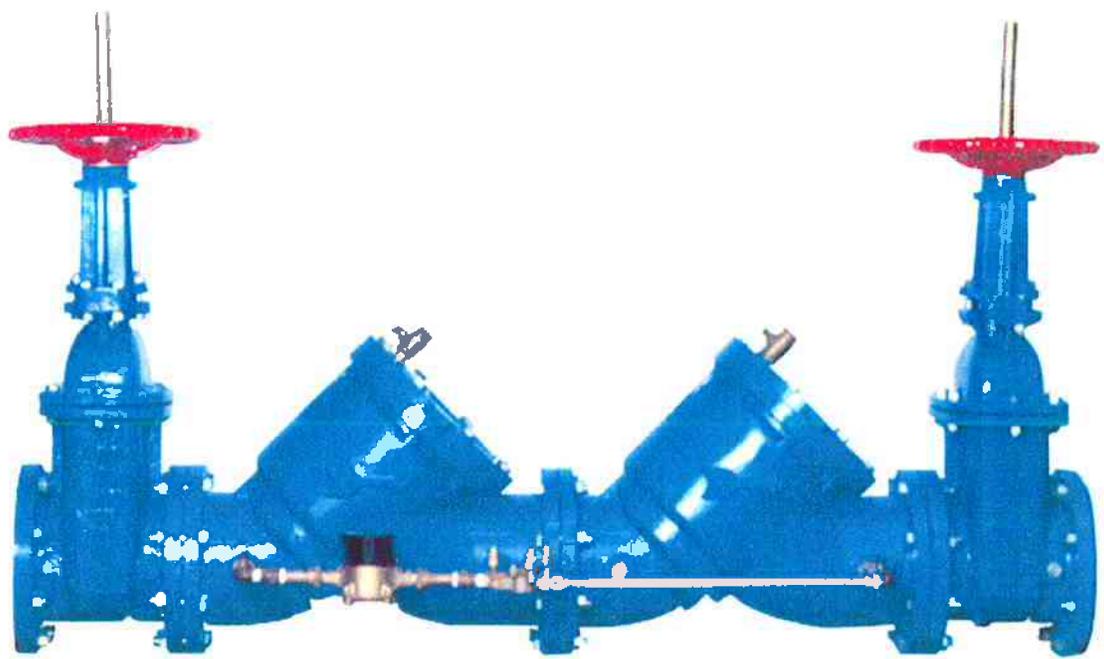
Mr. Harrison: Double Check Backflow Devices prevent backflow of fire protection system substances from being pumped or siphoned into the potable water supply. The incorporated meter (5/8") registers ground leaks and unauthorized usage as well as an estimation of fire flow usage, without affecting integrity of backflow device. There are various brands of these devices throughout the District.

Mr. Eby: AWWA recommends water tank inspections every 3-5 years depending upon water quality; the last inspection was 2008, with recommended repairs budgeted and in progress.

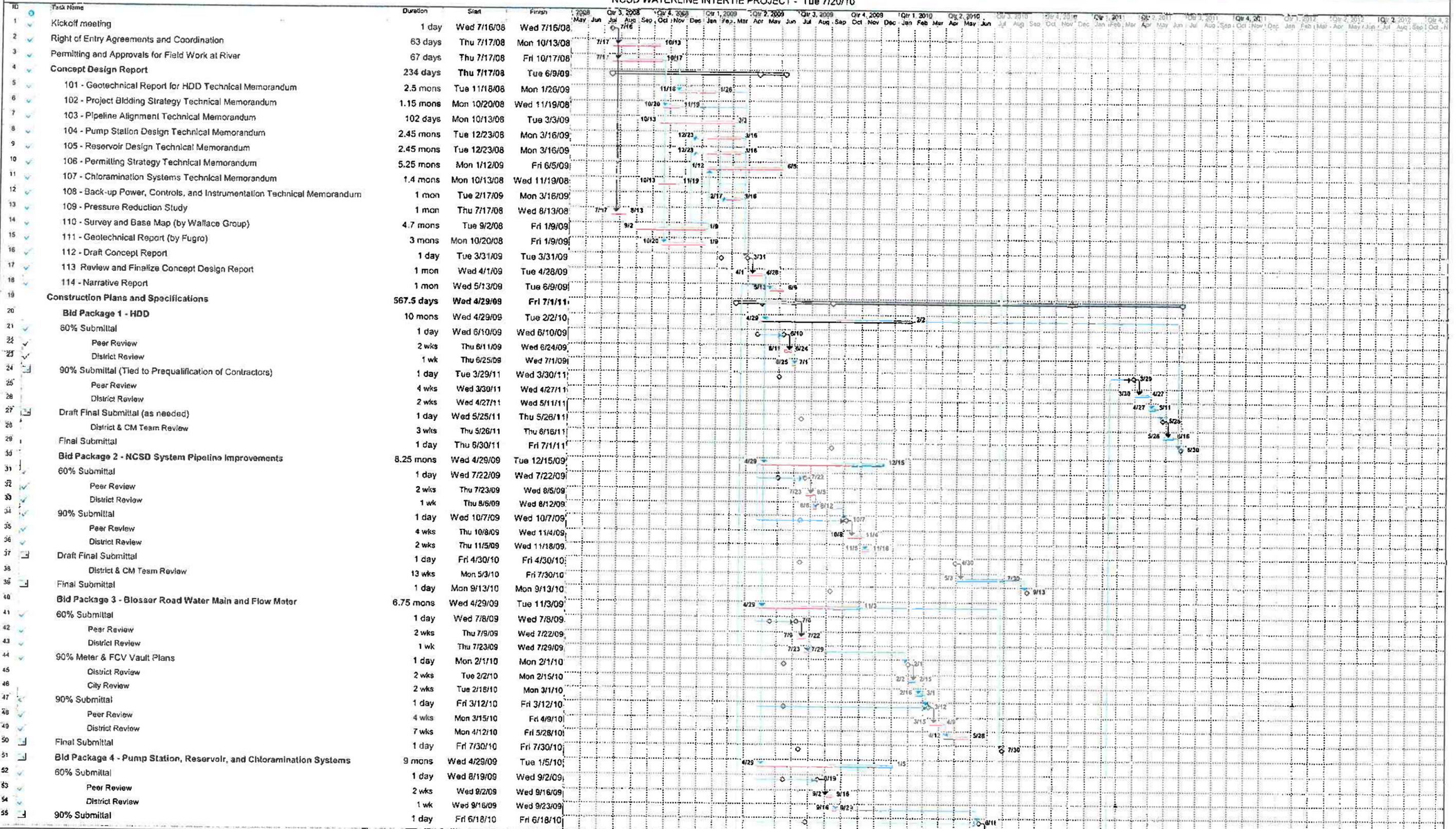
Age of tanks:

Quad #1	500,000 gallon	1966	Quad #2	500,000 gallon	1978
Quad #3	1.0 Million gallons	1999	Quad #4	1.0 Million gallons	2003
Standpipe	1.0 Million gallons	1992	Blacklake	400,000 gallons	unknown

Previous repairs have been performed on the cathodic protection systems, and replacement of valves on Tanks #1 and #2 was done prior to this rehabilitation. No other repairs known.

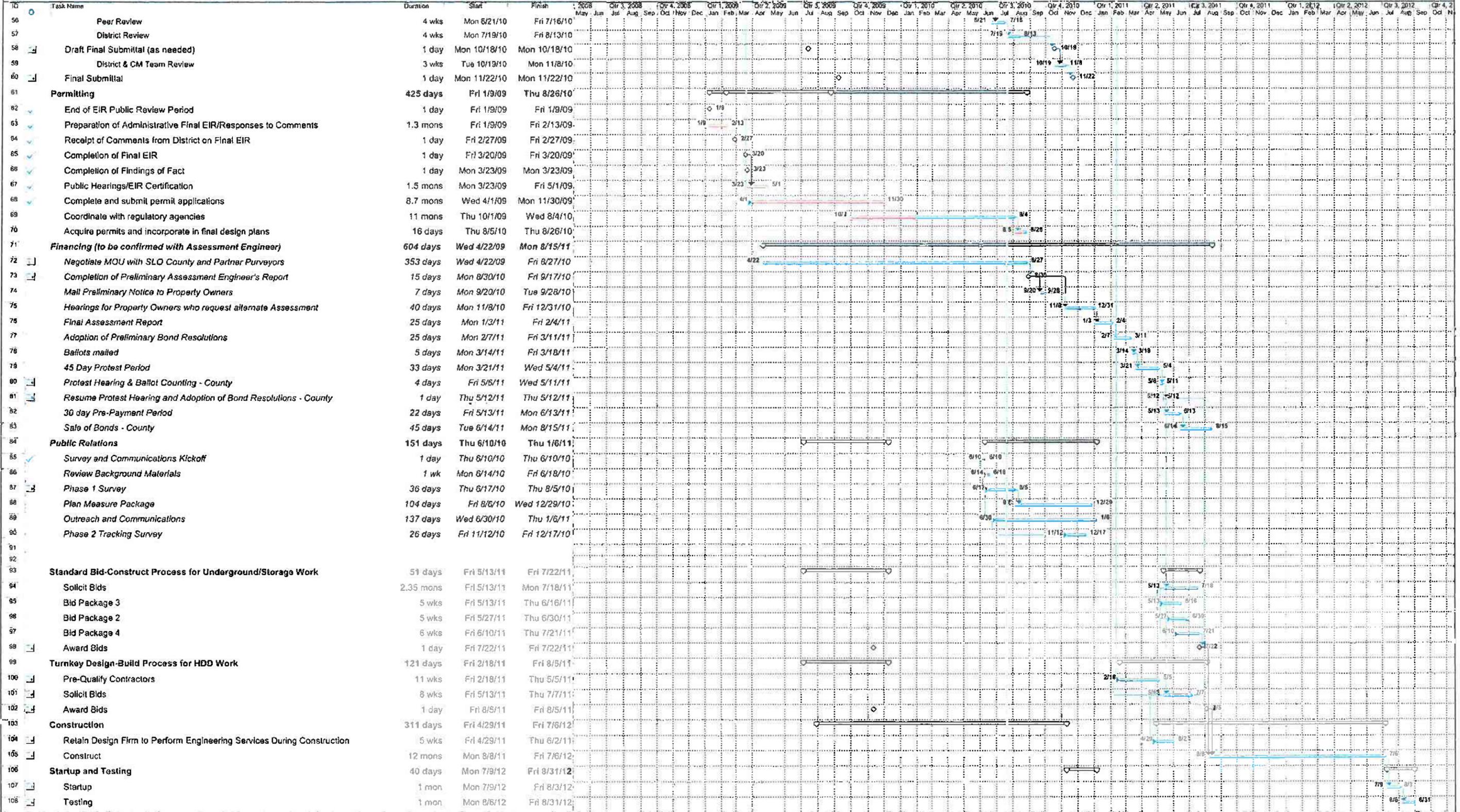


NCSW WATERLINE INTERTIE PROJECT - Tue 7/20/10



Project: WIP Design Schedule
Date: Tue 7/20/10

Task	Milestone	Roll Up Task	Roll Up Baseline	Split	Project Summary
Progress	Baseline Milestone	Roll Up Milestone	Roll Up Baseline Milestone	Baseline Split	Group By Summary
Baseline	Summary	Baseline Summary	Roll Up Progress	External Tasks	Deadline



TO: BOARD OF DIRECTORS
FROM: DON SPAGNOLO
GENERAL MANAGER
DATE: JULY 23, 2010



CONSENT AGENDA

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**Questions or clarification may be made by the Board members
without removal from the Consent Agenda.**

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- D-5) SLUDGE REMOVAL CONTRACT [RECOMMEND APPROVAL]

TO: BOARD OF DIRECTORS
 FROM: DON SPAGNOLO
 GENERAL MANAGER MANAGER
 DATE: JULY 23, 2010

AGENDA ITEM
D-1
JULY 28, 2010

**TOTAL COMPUTER
 CHECKS**
\$ 235,435.26

HAND WRITTEN CHECKS

07-12-10	20139	PG&E	ELECTRICITY	41,779.89
07-12-10	20140	MICHAEL WINN	SOUTHLAND WWTF COMMITTEE	100.00
07-12-2010	20140	JAMES HARRISON	SOUTHLAND WWTF COMMITTEE	100.00
07-14-2010	20142	CHP	ACCIDENT REPORT	10.00

VOID - NONE

COMPUTER GENERATED CHECKS

18212	07/09/10	CAL19	CALIFORNIA STATE DISBURSE	371.29	.00	371.29	B00702	WITHHOLDING ORDER
18213	07/09/10	EMP01	EMPLOYMENT DEVELOP DEPT	1358.40	.00	1358.40	B00702	STATE INCOME TAX
				573.74	.00	573.74	1B00702	STATE INCOME TAX
			Check Total.....:	1932.14	.00	1932.14		
18214	07/09/10	MID01	RABOBANK-PAYROLL TAX DEPO	3693.21	.00	3693.21	B00702	FEDERAL INCOME TAX
				42.38	.00	42.38	1B00702	FICA
				980.82	.00	980.82	2B00702	MEDICARE (FICA)
				2390.56	.00	2390.56	3B00702	FEDERAL INCOME TAX
			Check Total.....:	7106.97	.00	7106.97		
18215	07/09/10	MID02	RABOBANK-DIRECT DEPOSIT	28014.85	.00	28014.85	B00702	NET PAY
18216	07/09/10	PER01	PERS RETIREMENT	9348.39	.00	9348.39	B00702	PERS PAYROLL REMITTANCE
				.00	.00	.00	1B00702	PERS PAYROLL REMITTANCE
			Check Total.....:	9348.39	.00	9348.39		
18217	07/09/10	STA01	ING-PERS 457 DEFERRED COM	1375.00	.00	1375.00	B00702	457 DEFERRED COMP
18218	07/23/10	CAL19	CALIFORNIA STATE DISBURSE	344.76	.00	344.76	B00714	WITHHOLDING ORDER
18219	07/23/10	EMP01	EMPLOYMENT DEVELOP DEPT	1061.44	.00	1061.44	B00714	STATE INCOME TAX
18220	07/23/10	MID01	RABOBANK-PAYROLL TAX DEPO	2898.44	.00	2898.44	B00714	FEDERAL INCOME TAX
				82.68	.00	82.68	1B00714	FICA
				916.64	.00	916.64	2B00714	MEDICARE (FICA)
			Check Total.....:	3897.76	.00	3897.76		
18221	07/23/10	MID02	RABOBANK-DIRECT DEPOSIT	25916.32	.00	25916.32	B00714	NET PAY
18222	07/23/10	PER01	PERS RETIREMENT	8181.43	.00	8181.43	B00714	PERS PAYROLL REMITTANCE
18223	07/23/10	STA01	ING-PERS 457 DEFERRED COM	875.00	.00	875.00	B00714	457 DEFERRED COMP
018224	07/28/10	ABA01	ABALONE COAST BACTERIOLOG	105.00	.00	105.00	10-1439	LAB TEST-SOUTHLAND WWTF
				105.00	.00	105.00	10-1519	LAB TEST-SOUTHLAND WWTF
				20.00	.00	20.00	10-1584	LAB TEST-BL WWTF
				175.00	.00	175.00	10-1599	LAB TEST-WATER SAMPLES
				20.00	.00	20.00	10-1600	LAB TEST-BLWWTF
				97.00	.00	97.00	10-1613	LAB TEST-SOUTHLAND WWTF
				105.00	.00	105.00	10-1614	LAB TEST-SOUTHLAND WWTF
				176.00	.00	176.00	10-1617	LAB TEST-SOUTHLAND WWTF
				124.00	.00	124.00	10-1618	LAB TEST-SOUTHLAND WWTF
				20.00	.00	20.00	10-1619	LAB TEST-SOUTHLAND WWTF
				20.00	.00	20.00	10-1637	LAB TEST-BLWWTF
				20.00	.00	20.00	10-1657	LAB TEST-BLWWTF
				175.00	.00	175.00	10-1704	LAB TEST-WATER SAMPLES
				20.00	.00	20.00	10-1705	LAB TEST-BLWWTF
				97.00	.00	97.00	10-1727	LAB TEST-SOUTHLAND WWTF
				20.00	.00	20.00	10-1732	LAB TEST-BL WWTF
				124.00	.00	124.00	10-1733	LAB TEST-SOUTHLAND WWTF
				176.00	.00	176.00	10-1734	LAB TEST-SOUTHLAND WWTF
				20.00	.00	20.00	10-1735	LAB TEST-BL WWTF
				14.40	.00	14.40	10-1770	LAB TEST-BL WWTF
				20.00	.00	20.00	10-1771	LAB TEST-BL WWTF
				14.40	.00	14.40	10-1784	LAB TEST-BL WWTF
				20.00	.00	20.00	10-1785	LAB TEST-BL WWTF
				20.00	.00	20.00	10-1842	LAB TEST-BL WWTF
			Check Total.....:	1707.80	.00	1707.80		

**NIPOMO COMMUNITY SERVICES DISTRICT
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018225	07/28/10	AIR01	AIR POLLUTION CONTROL	1140.88	.00	1140.88	13179	PERMIT-STANDBY DIESEL ENG
018226	07/28/10	AME03	AMERI PRIDE	126.07	.00	126.07	123045	UNIFORMS
				117.74	.00	117.74	127942	UNIFORMS
			Check Total.....:	243.81	.00	243.81		
018227	07/28/10	ATT01	AT&T/MCI	185.28	.00	185.28	1479798	TELEPHONE
018228	07/28/10	BER02	BERKADIA COMMERCIAL MORTG	14174.00	.00	14174.00	B00713	NOTE PAYABLE PAYDOWN
				1000.00	.00	1000.00	010245204	PARTIAL RELEASE PROCESSIN
			Check Total.....:	15174.00	.00	15174.00		
018229	07/28/10	BLU02	BLUE SHIELD OF CALIFORNIA	836.55	.00	836.55	AUG 2010	COBRA SUBSIDY-AUGUST
018230	07/28/10	BRE02	BRENNTAG PACIFIC INC.	749.47	.00	749.47	BPI010414	SODIUM HYPOCHLORITE
				439.93	.00	439.93	BPI010415	SODIUM HYPOCHLORITE
				1155.45	.00	1155.45	BPI013615	SODIUM HYPOCHLORITE
				408.93	.00	408.93	BPI013616	SODIUM HYPOCHLORITE
			Check Total.....:	2753.78	.00	2753.78		
018231	07/28/10	CAL03	CALIFORNIA ELECTRIC SUPPL	229.27	.00	229.27	415159	LIFT STATION PART
				78.06	.00	78.06	416802	WELL PARTS
			Check Total.....:	307.33	.00	307.33		
018232	07/28/10	CAL07	CALIFORNIA HIGHWAY PATROL	10.00	.00	10.00	B00722	ACCIDENT REPORT
018233	07/28/10	CAN02	CANNON ASSOCIATES	680.00	.00	680.00	48925	SOUTHLAND WWTF PEER REVIE
				5575.00	.00	5575.00	48966	PHASE II WILLOW ROAD WATE
				3240.00	.00	3240.00	48984	WILLOW RD EXTENSION PHASE
				237.50	.00	237.50	49018	LA MIRADA L/S REPAIR
				677.50	.00	677.50	49019	MARIA VISTA L/S REPAIR
				127.50	.00	127.50	49020	MISTY GLEN L/S REPAIR
				925.00	.00	925.00	49021	STANDPIPE ALARMS
				457.50	.00	457.50	49022	HONEY GROVE L/S
				1850.00	.00	1850.00	49033	QUAD TANK SITING
			Check Total.....:	13770.00	.00	13770.00		
018234	07/28/10	CLE06	CLEVER DUCKS	2500.00	.00	2500.00	10754	COMPUTER TECHNICAL SUPPOR
018235	07/28/10	COR02	CORRPRO COMPANIES, INC.	10304.63	.00	10304.63	J1179553	CATHODIC PROTECTION INSTA
018236	07/28/10	DEL03	DENNIS DELZEIT	288.00	.00	288.00	JUNE 2010	SOUTHLAND WWTF PEER REVIE
018237	07/28/10	DIS02	DISCRETE WIRELESS	308.50	.00	308.50	AT0663300	GPS SERVICE-AUGUST
018238	07/28/10	DKF01	DKF SOLUTIONS GROUP, LLC	350.00	.00	350.00	1133	SAFETY SUBSCRIPTION
018239	07/28/10	DWI01	DWIGHT'S AUTOMOTIVE	20.00	.00	20.00	060110	REPAIR
				15.00	.00	15.00	061810	TIRE REPAIR
			Check Total.....:	35.00	.00	35.00		
018240	07/28/10	EBY01	EBY, ED	100.00	.00	100.00	072810	BOARD MEETING 7/28/10
018241	07/28/10	ENV01	ENVIRONMENTAL EQUIP ENG	662.37	.00	662.37	3872	PARTS FOR AREATORS
018242	07/28/10	FAR02	FAR WEST EXPRESS	27.50	.00	27.50	JUNE 2010	DELIVERY
018243	07/28/10	FGL01	FGL ENVIRONMENTAL	49.00	.00	49.00	006561A	BEVINGTON WELL
				100.00	.00	100.00	006614A	SOUTHLAND WWTF
			Check Total.....:	149.00	.00	149.00		
018244	07/28/10	FIS02	FISHER SCIENTIFIC	3393.06	.00	3393.06	3394279	OVEN & INCUBATOR
				-1576.70	.00	-1576.70	4073870C	CREDIT-RETURNED LESS SHIP
				1590.61	.00	1590.61	5733331	PRECISION BALANCE
			Check Total.....:	3406.97	.00	3406.97		
018245	07/28/10	FUG01	FUGRO WEST, INC.	14137.50	.00	14137.50	3596.5-18	PASQUINI PHASE 2
018246	07/28/10	HAM02	HAMNER JEWELL & ASSOCIATE	597.50	.00	597.50	4927	PROPERTY ACQUISITION
018247	07/28/10	HAR02	HARRISON, JAMES	100.00	.00	100.00	072810	BOARD MEETING 7/28/10
018248	07/28/10	HOM01	HOME MOTORS	151.67	.00	151.67	276025	VEHICLE REPAIR
				43.93	.00	43.93	276026	OIL SERVICE
			Check Total.....:	195.60	.00	195.60		
018249	07/28/10	IND01	INDUSTRIAL MEDICAL GROUP	70.00	.00	70.00	XONNI001	PRE-EMPLOYMENT SCREENING
018250	07/28/10	JUS01	JUSTIFACTS CREDENTIAL	48.25	.00	48.25	160736	BACKGROUND CHECK

**NIPOMO COMMUNITY SERVICES DISTRICT
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018251	07/28/10	KAR01	PAUL J. KARP, P.E.	1777.85	.00	1777.85	39	PEER REVIEW
018252	07/28/10	LEE02	LEE CENTRAL COAST NEWSPAP	885.50	.00	885.50	147918	PUBLISH ORD 2010-115
				1851.81	.00	1851.81	MAY 2010	WATER CONSERVATION ADS
			Check Total.....:	2737.31	.00	2737.31		
018253	07/28/10	LIN02	LINC DELIVERY	242.00	.00	242.00	2563	LAB DELIVERY
018254	07/28/10	MAI02	MAINLINE UTILITY COMPANY	1200.00	.00	1200.00	4407	VIDEO INSPECTION OF SEWER
018255	07/28/10	MCE01	MCEWEN ENGINEERING SERVIC	2400.00	.00	2400.00	1	ENGINEERING SERVICES
018256	07/28/10	MIN02	MINER'S ACE HARDWARE	179.73	.00	179.73	JUNE 2010	SUPPLIES
018257	07/28/10	MOR02	MORE OFFICE SOLUTIONS	774.70	.00	774.70	567644	COPIER MAINTENANCE
				382.26	.00	382.26	567804	COPIER MAINTENANCE
			Check Total.....:	1156.96	.00	1156.96		
018258	07/28/10	MUN03	MUNICIPAL MAINTENANCE EQU	469.70	.00	469.70	61719	LEADER HOSES
				-303.45	.00	-303.45	61775C	CREDIT-RETURN
				480.00	.00	480.00	61875	VAC CON SERVICE
			Check Total.....:	646.25	.00	646.25		
018259	07/28/10	NEL01	NELSON, WILLIAM J	100.00	.00	100.00	072810	BOARD MEETING 7/28/10
018260	07/28/10	NEX01	NEXTEL COMMUNICATIONS	759.94	.00	759.94	104	CELL PHONES JULY
018261	07/28/10	NIP08	NIPOMO CSD	683.86	.00	683.86	JUNE 2010	LMD USAGE
018262	07/28/10	OFF01	OFFICE DEPOT	94.46	.00	94.46	1385001	OFFICE SUPPLIES
				23.80	.00	23.80	1386001	OFFICE SUPPLIES
			Check Total.....:	118.26	.00	118.26		
018263	07/28/10	OFF02	OFFICE MAX INCORPORATED	166.97	.00	166.97	81457	OFFICE SUPPLIES
018264	07/28/10	POS01	POSTMASTER	56.00	.00	56.00	B00713	PO BOX RENTAL
018265	07/28/10	RBA01	R BAKER, INC	4698.94	.00	4698.94	1007-4502	REPAIR-EWING & VALVERDE
018266	07/28/10	RIC01	RICHARDS, WATSON, GERSHON	1170.00	.00	1170.00	172532	GROUNDWATER LITIGATION
018267	07/28/10	SAN09	SAN LUIS MAILING SERVICE	47.28	.00	47.28	213029A	MAIL LATE NOTICES
				146.08	.00	146.08	213029B	POSTAGE LATE NOTICES
				198.08	.00	198.08	213137M	MAIL BILLS
				1054.87	.00	1054.87	213137P	POSTAGE FOR BILLS
			Check Total.....:	1446.31	.00	1446.31		
018268	07/28/10	SHI01	SHIPSEY & SEITZ, INC	12853.68	.00	12853.68	063010	LEGAL SERVICES THRU 6/30/
018269	07/28/10	SLO08	SAN LUIS OBISPO COUNTY	15659.47	.00	15659.47	62	WIP-ASSESSMENT DISTRICT
018270	07/28/10	SOU01	SOUTH COUNTY SANITARY	34.92	.00	34.92	2972965	OFFICE TRASH SERVICE
				169.12	.00	169.12	2974386	OLDE TOWN TRASH SERVICE
			Check Total.....:	204.04	.00	204.04		
018271	07/28/10	TIT01	TITAN INDUSTRIAL & SAFETY	336.29	.00	336.29	1041817	SAFETY SUPPLIES
018272	07/28/10	TRO03	TROESH RECYCLING, INC.	264.13	.00	264.13	14180	CLASS 2 BASE
018273	07/28/10	TUC01	TUCKFIELD & ASSOCIATES	3250.00	.00	3250.00	277	WATER RATE STUDY
018274	07/28/10	UND01	UNDERGROUND SERVICE ALERT	244.92	.00	244.92	10070633	ANNUAL MEMBERSHIP
018275	07/28/10	VAN01	VAN SCOYOC ASSOCIATES	4500.00	.00	4500.00	35740	RETAINER-JULY
018276	07/28/10	VIE01	VIERHEILIG, LARRY	100.00	.00	100.00	072810	BOARD MEETING 7/28/10
018277	07/28/10	WAL01	WALLACE GROUP	6887.50	.00	6887.50	30115	GIS DATA MAINT PHASE 4
				874.00	.00	874.00	30135	FOG SURVEY
				355.50	.00	355.50	30160	SOUTHLAND WWTF PEER REVIE
			Check Total.....:	8117.00	.00	8117.00		
018278	07/28/10	WAT04	WATER ENVIRONMENT FEDERAT	217.00	.00	217.00	B00714	MEMBERSHIP
018279	07/28/10	WIN01	WINN, MICHAEL	100.00	.00	100.00	072810	BOARD MEETING 7/28/10
018280	07/28/10	WOO01	DOUGLAS WOOD & ASSOCIATES	500.00	.00	500.00	JUNE 2010	WIP PROJECT MEETINGS
018281	07/28/10	WSC01	WSC	11712.75	.00	11712.75	144	UWMP UPDATE

NIPOMO COMMUNITY SERVICES DISTRICT

D2

Celebrating 45 Years of Service 1965 - 2010

DRAFT MINUTES

JULY 7, 2010 AT 9AM

(JULY 7, 2010 8AM – CLOSED SESSION)

BOARD ROOM 148 SOUTH WILSON STREET, NIPOMO, CA

BOARD of DIRECTORS

JAMES HARRISON, PRESIDENT
LARRY VIERHEILIG, VICE PRESIDENT
MICHAEL WINN, DIRECTOR
ED EBY, DIRECTOR
BILL NELSON, DIRECTOR

PRINCIPAL STAFF

DON SPAGNOLO, GENERAL MANAGER
LISA BOGNUDA, ASSIST. GENERAL MANAGER
DONNA JOHNSON, BOARD SECRETARY
JON SEITZ, GENERAL COUNSEL
PETER SEVCIK, DISTRICT ENGINEER

Mission Statement: The Nipomo Community Services District's mission is to provide its customers with reliable, quality, and cost-effective services now and in the future.

00:00:00

A. CALL TO ORDER AND FLAG SALUTE

President Harrison called the Regular Meeting of July 7, 2010, to order at 8:04 a.m. and led the flag salute.

B. ROLL CALL

At Roll Call, all Directors were present.

I. CLOSED SESSION ANNOUNCEMENTS

Jon Seitz, District Legal Counsel, announced the following to be discussed in Closed Session:

1. CONFERENCE WITH DISTRICT LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC §54956.9 SMVWCD VS. NCSD (SANTA CLARA COUNTY CASE NO. CV 770214, SIXTH APPELLATE COURT CASE NO. H032750 AND ALL CONSOLIDATED CASES).
2. CONFERENCE WITH LEGAL COUNSEL PENDING LITIGATION GC§54956.9 MARIA VISTA VS. NCSD (CASE NO. CV 040877), MARIA VISTA VS. NCSD (CASE NO. CV 061079), AND MARIA VISTA VS. LINDA VISTA FARMS, NCSD ET AL. (CASE NO. CV 040150);
3. CONFERENCE WITH LEGAL COUNSEL RE: PENDING LITIGATION PURSUANT TO GC SECTION 54956.9; NCSD VS. COUNTY SLO, ET AL. (CASE #CV090010)
4. INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956 (ONE CASE)

J. PUBLIC COMMENT ON CLOSED SESSION ITEMS

There was no public present to comment.

K. ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session at 8:06 a.m.

L. OPEN SESSION

ANNOUNCEMENT OF ACTIONS, IF ANY, TAKEN IN CLOSED SESSION

MINUTES SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
REGULAR MEETING
DRAFT MINUTES**

The Board came back into open Session at 9:11 a.m.

Jon Seitz, District Legal Counsel, announced that the Board heard an update on Items 1 & 2 listed above. The Board gave instructions to Legal Counsel but took no reportable action.

00:01:06

C. PRESENTATIONS AND PUBLIC COMMENT

C-1) SHERIFF COMMANDER KEN CONWAY

Update re: South County Law Enforcement Activities

Commander Conway was not present.

C-2) CAL FIRE BATTALION CHIEF BILL FISHER

Update re: South County Cal Fire Activities

Battalion Chief Fisher was not present.

C-3) MIKE NUNLEY OF AECOM

Update re: Southland Wastewater Treatment Plant Upgrade

Mike Nunley, AECOM Engineering Project Manager, introduced Eileen Shields to present the report.

Eileen Shields, AECOM Engineer, reviewed the report presented in the Board Packet. Ms. Shields answered questions from the Board.

Peter Sevcik, District Engineer, stated that the Administrative Draft of the EIR from Doug Wood & Associates will be coming soon.

The Board thanked Ms. Shields for the report.

C-4) NCSD DISTRICT ENGINEER PETER SEVCIK

Update re: Recent Activities

Peter Sevcik, District Engineer, reviewed the report on the recent District activities. Mr. Sevcik answered questions. Director Eby asked if the water pumping was down now that the weather has been cooler. Mr. Sevcik answered yes.

C-5) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST

Receive Announcements from Directors Items of District & Community Interest

Director Eby

07-15-10 - LAFCO meeting

Climate Change Seminar in San Francisco for \$495.00 per person.

C-5) DIRECTORS' ANNOUNCEMENTS OF DISTRICT & COMMUNITY INTEREST

(CONTINUED)

Director Winn

- 06-30-10 - Climate Change Adaptation meeting in SLO was sponsored by SLOCOG, the APCD, and County Planning
- 07-07-10 - Water Resources Advisory Committee will meet at 1:30 p.m. in the SLO Library. Some topics to be discussed will be:
 Regional Water Quality Control Board draft ag order
 Paso Robles Basin Study
 Title 22 Land Use Update
 Flood Control Zone 1 and 1A
- 07-14-10 - SLO County Climate Change Adaptation workshop. Cost \$15.00 per person. For more information, go to LGC.org.
- 07-16-10 - CSDA meeting at the Wallace Group office at 11:30 a.m. A new

MINUTES SUBJECT TO BOARD APPROVAL

Nipomo Community Services District
REGULAR MEETING
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treasurer is needed.

- 07-19-10 - 9:00 a.m. Advisory Council Land Use Sub-Committee in the NCSD Board room.
- 07-26-10 - 6:30 p.m. South County Advisory Council meeting in the NCSD Board room.

C-6) PUBLIC COMMENT ON ITEMS NOT ON AGENDA

There was no public present to comment.

00:37:45

D. CONSENT AGENDA

D-1) APPROVE WARRANTS

D-2) APPROVE BOARD MEETING MINUTES

Approve Minutes of June 23, 2010

D-3) CALIFORNIA SPECIAL DISTRICTS ASSOCIATION BYLAWS AMENDMENTS

Don Spagnolo, General Manager, answered questions from the Board concerning the warrants.

Upon motion by Director Winn and seconded by Director Eby, the Board unanimously approved the items on the Consent Agenda. There was no public present to comment. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Winn, Eby, Nelson, Vierheilig, and Harrison	None	None

00:44:03

E. ADMINISTRATIVE ITEMS

E-1) WATERLINE INTERTIE PROJECT SAVINGS BY DESIGN

Peter Sevcik, District Engineer, reviewed the report as presented in the Board packet. The Board commented on the fact that the incentive offered by PG&E does not seem worth the cost of putting together the application. Also, Director Winn stated that he would like a photo-voltaic system added to each facility and without using a consultant to conduct studies..

Upon motion by Director Vierheilig and seconded by Director Eby, the Board unanimously agreed to direct the General Manager to write a letter to PG&E voicing disappointment in what was represented concerning rebates and what the actual incentive would be and also directed staff not to move forward with the PG&E Rebate Program process. There was no public present to comment. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Vierheilig, Eby, Nelson, Winn, and Harrison	None	None

00:53:17

E-2) REVIEW SB 972

Don Spagnolo, General Manager, reviewed the item. Mr. Spagnolo provided the Board and made available to the public copies of the newest language proposed, which was received June 29, 2010.

The Board discussed the Senate Bill and found earlier objectionable language had been removed.

Upon motion by Director Winn and seconded by Director Eby, the Board unanimously agreed to take no action at this time and for the staff to continue to track the bill to see if

MINUTES SUBJECT TO BOARD APPROVAL

**Nipomo Community Services District
REGULAR MEETING
DRAFT MINUTES**

it is modified further to be harmful to District interests. There was no public present to comment. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Winn, Eby, Vierheilig, Nelson, and Harrison	None	None

00:58:38

E-3) APPROVE CONTRACT AMENDMENT WITH LILLIAN JEWELL

Don Spagnolo, General Manager, introduced the item by reviewing the proposal from Hamner, Jewell & Associates. The Board asked questions concerning the proposal and how it relates to the right-of-way acquisitions process for the waterline intertie project. The Board also asked to assurances that the process would be completed without amending the contract costs a third time.

Lillian Jewell, from Hamner, Jewell & Associates, answered questions from the Board.

Upon motion by Director Eby and seconded by Director Vierheilig, the Board unanimously approved the proposal and directed staff to execute a Work Order with Hamner, Jewell & Associates in the amount of not-to-exceed \$40,000. Vote 5-0.

YES VOTES	NO VOTES	ABSENT
Directors Eby, Vierheilig, Winn, Nelson, and Harrison	None	None

01:12:30

E-4) APPOINT DISTRICT REPRESENTATIVE TO ATTEND COUNTY MEETINGS

Don Spagnolo, General Manager, reviewed that the Board recently approved the District's Sphere of Influence Memorandum Of Agreement. The agreement is scheduled to be considered at the July 13th Board of Supervisor's meeting and the July 15th LAFCO meeting. The General Manager would usually attend the meetings to represent the District. However, due to a scheduling conflict, the General Manager will be out of the office and unable to attend.

The Board discussed the situation. There was no public present to comment.

President Harrison will represent the District at the Board of Supervisors meeting on July 13th. Director Winn will represent the District at the LAFCO meeting on July 15th. President Harrison stated that the Committee assignments are intended to make it clear that Director Winn will represent the Board at the Board of Supervisor meetings and the Planning Commission meetings in the absence of President Harrison.

01:25:12

F. MANAGER'S REPORT

Don Spagnolo, General Manager, reviewed the report as presented in the Board packet. He added that a Water Conservation Committee Meeting is planned for August 2nd and an Outreach Committee Meeting is planned for August 9th. Mr. Spagnolo pointed out an error on Item E-4 of this packet. It had a date of July 1, 2006 and should have been 2010.

Director Eby asked about the well readings for Spring 2010. Mr. Seitz answered that the report has not been published yet. Staff could not confirm that the data was gathered by the County in April, as scheduled.

There was no public present to comment.

01:42:15

G. COMMITTEE REPORT

There was no committee report.

MINUTES SUBJECT TO BOARD APPROVAL

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DRAFT MINUTES**

01:42:18 H. DIRECTORS' REQUESTS TO STAFF AND SUPPLEMENTAL REPORTS

Director Winn

Asked to agendaize discussion of use of photo voltaic facilities.
Would like a Parks Committee meeting.

Director Harrison

Santa Maria meeting discussion.

01:46:09 ADJOURN

President Harrison adjourned the meeting at 10:57 a.m.

➤ **Next Regular Board Meeting is July 28, 2010**

TO: BOARD OF DIRECTORS

FROM: DON SPAGNOLO
GENERAL MANAGER

DATE: JULY 22, 2010

**AGENDA ITEM
D-3**

JULY 28, 2010

BANK SIGNATURE CARD

ITEM

Bank Signature Card [Recommend approval]

BACKGROUND

The Board of Directors and Secretary/Clerk were authorized to sign checks and have access to the safe deposit box. The Secretary/Clerk has retired and the General Manager is now the acting Secretary to the Board. In addition, the President of the Board requested that the Finance Director be authorized to sign checks.

Rabobank has requested the Board of Directors approve the attached Resolution naming the officers that are authorized to sign checks on behalf of the District.

FISCAL IMPACT

Not applicable.

RECOMMENDATION

Staff recommends that the Board adopt the attached Resolution.

ATTACHMENTS

- Rabobank Corporate Authorization Resolution

CORPORATE AUTHORIZATION RESOLUTION

Rabobank, N.A.
615 W Tefft St
Nipomo, CA 93444

By: Nipomo Community
Services District
148 S Wilson
Nipomo, CA 93444

Referred to in this document as "Financial Institution"

Referred to in this document as "Corporation"

I, Don Spagnolo, certify that I am Secretary (clerk) of the above named corporation organized under the laws of California, Federal Employer I.D. Number 95-6133986, engaged in business under the trade name of Nipomo Community Services District, and that the resolutions on this document are a correct copy of the resolutions adopted at a meeting of the Board of Directors of the Corporation duly and properly called and held on July 28, 2010 (date). These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

AGENTS Any Agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position	Signature	Facsimile Signature (if used)
A. <u>Ed Eby</u>	<u>X</u>	<u>X</u>
B. <u>James D Harrison</u>	<u>X</u>	<u>X</u>
C. <u>William Nelson</u>	<u>X</u>	<u>X</u>
D. <u>Lawrence Vierheilig</u>	<u>X</u>	<u>X</u>
E. <u>Michael Winn</u>	<u>X</u>	<u>X</u>
G. <u>Lisa Souza Bognuda</u>	<u>X</u>	<u>X</u>
F. <u>Don Spagolo</u>	<u>X</u>	<u>X</u>

POWERS GRANTED (Attach one or more Agents to each power by placing the letter corresponding to their name in the area before each power. Following each power indicate the number of Agent signatures required to exercise the power.)

Indicate A, B, C, D, E, and/or F	Description of Power	Indicate number of signatures required
<u>n/a</u>	(1) Exercise all of the powers listed in this resolution.	_____
<u>n/a</u>	(2) Open any deposit or share account(s) in the name of the Corporation.	_____
<u>A-G</u>	(3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution.	<u>2</u>
<u>n/a</u>	(4) Borrow money on behalf and in the name of the Corporation, sign, execute and deliver promissory notes or other evidences of indebtedness.	_____
<u>n/a</u>	(5) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Corporation as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.	_____
<u>n/a</u>	(6) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution.	_____
<u>n/a</u>	(7) Other _____	_____

LIMITATIONS ON POWERS The following are the Corporation's express limitations on the powers granted under this resolution.

EFFECT ON PREVIOUS RESOLUTIONS This resolution supersedes resolution dated 6-11-09. If not completed, all resolutions remain in effect.

CERTIFICATION OF AUTHORITY

I further certify that the Board of Directors of the Corporation has, and at the time of adoption of this resolution had, full power and lawful authority to adopt the resolutions on page 2 and to confer the powers granted above to the persons named who have full power and lawful authority to exercise the same. (Apply seal below where appropriate.)

If checked, the Corporation is a non-profit corporation.

In Witness Whereof, I have subscribed my name to this document and affixed the seal of the Corporation on _____ (date).

Attest by One Other Officer _____

Secretary _____

RESOLUTIONS

The Corporation named on this resolution resolves that,

- (1) The Financial Institution is designated as a depository for the funds of the Corporation and to provide other financial accommodations indicated in this resolution.
- (2) This resolution shall continue to have effect until express written notice of its rescission or modification has been received and recorded by the Financial Institution. Any and all prior resolutions adopted by the Board of Directors of the Corporation and certified to the Financial Institution as governing the operation of this corporation's account(s), are in full force and effect, until the Financial Institution receives and acknowledges an express written notice of its revocation, modification or replacement. Any revocation, modification or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
- (3) The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the Corporation. Any Agent, so long as they act in a representative capacity as an Agent of the Corporation, is authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated on page one, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.
- (4) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the Corporation with the Financial Institution prior to the adoption of this resolution are hereby ratified, approved and confirmed.
- (5) The Corporation agrees to the terms and conditions of any account agreement, properly opened by any Agent of the Corporation. The Corporation authorizes the Financial Institution, at any time, to charge the Corporation for all checks, drafts, or other orders, for the payment of money, that are drawn on the Financial Institution, so long as they contain the required number of signatures for this purpose.
- (6) The Corporation acknowledges and agrees that the Financial Institution may furnish at its discretion automated access devices to Agents of the Corporation to facilitate those powers authorized by this resolution or other resolutions in effect at the time of issuance. The term "automated access device" includes, but is not limited to, credit cards, automated teller machines (ATM), and debit cards.
- (7) The Corporation acknowledges and agrees that the Financial Institution may rely on alternative signature and verification codes issued to or obtained from the Agent named on this resolution. The term "alternative signature and verification codes" includes, but is not limited to, facsimile signatures on file with the Financial Institution, personal identification numbers (PIN), and digital signatures. If a facsimile signature specimen has been provided on this resolution, (or that are filed separately by the Corporation with the Financial Institution from time to time) the Financial Institution is authorized to treat the facsimile signature as the signature of the Agent(s) regardless of by whom or by what means the facsimile signature may have been affixed so long as it resembles the facsimile signature specimen on file. The Corporation authorizes each Agent to have custody of the Corporation's private key used to create a digital signature and to request issuance of a certificate listing the corresponding public key. The Financial Institution shall have no responsibility or liability for unauthorized use of alternative signature and verification codes unless otherwise agreed in writing.

Pennsylvania. The designation of an Agent does not create a power of attorney; therefore, Agents are not subject to the provisions of 20 Pa.C.S.A. Section 5601 et seq. (Chapter 56; Decedents, Estates and Fiduciaries Code) unless the agency was created by a separate power of attorney. Any provision that assigns Financial Institution rights to act on behalf of any person or entity is not subject to the provisions of 20 Pa.C.S.A. Section 5601 et seq. (Chapter 56; Decedents, Estates and Fiduciaries Code).

FOR FINANCIAL INSTITUTION USE ONLY

Acknowledged and received on _____ (date) by _____ (initials) This resolution is superseded by resolution dated _____.

Comments:

TO: BOARD OF DIRECTORS
 FROM: DON SPAGNOLO
 GENERAL MANAGER 
 DATE: JULY 22, 2010

**AGENDA ITEM
 D-4
 JULY 28, 2010**

INVESTMENT POLICY – SECOND QUARTER REPORT

The Board of Directors have adopted an Investment Policy for NCSD which states that the Finance Officer shall file a quarterly report that identifies the District's investments and their compliance with the District's Investment Policy. The quarterly report must be filed with the District's auditor and considered by the Board of Directors.

Below is the June 30, 2010 Quarterly Report for your review. The Finance Officer is pleased to report to the Board of Directors that the District is in compliance with the Investment Policy.

As District Finance Officer and Treasurer, I am pleased to inform the Board of Directors that the District is in compliance with the 2010 Investment Policy and that the objectives of safety, liquidity, and yield have been met. The District has the ability to meet cash flow requirements for the next six months.

After Board consideration and public comment, it is recommended that your Honorable Board accept the quarterly report by motion and minute order.

INVESTMENT POLICY-SECOND QUARTER REPORT 6/30/10

Investment	Institution	Amount of Deposit 6/30/10	Rate of Interest	Quarterly Interest Earned or Accrued 6/30/10	Amount of Deposit 6/30/09	Rate of Interest	Quarterly Interest Earned or Accrued 6/30/09
Money Market	Rabaobank (1)	\$127,198.13	N/A	\$0.00	\$125,126.76	.05%	\$14.98
Savings	Rabobank	\$926.66	0.05%	\$0.12	\$925.61	.16%	\$0.81
Pooled Money Investment	Local Agency Investment Fund (LAIF)	\$21,642,034.61	0.56%	\$30,009.79	\$22,230,864.64	1.51%	\$83,941.69
Certificate of Deposit Account Registry Service (CDARS)	Mission Community Bank	\$2,059,175.77	0.50%	\$1,975.47	\$2,045,871.28	0.65%	\$2,515.35

N/A – Not Applicable

(1) Account placed on Analyzed Services

ATTACHMENTS

None

TO: BOARD OF DIRECTORS

FROM: DON SPAGNOLO
GENERAL MANAGER



DATE: JULY 22, 2010

**AGENDA ITEM
D-5**

JULY 28, 2010

**SLUDGE REMOVAL AT SOUTHLAND WASTEWATER FACILITY
ITEM**

Consider executing a contract with AWS DREDGE for the Southland Wastewater Treatment Facility sludge removal project [APPROVE CONTRACT AND ADOPT RESOLUTION].

BACKGROUND

As reported in previous Board meetings, the Southland Wastewater Treatment Facility has exceeded effluent Discharge Permit requirements for Biochemical Oxygen Demand and Suspended Solids in past months.

Staff has taken measures to address the effluent water quality Discharge Limit issues. The grinders at the headworks have been rebuilt, and the aerators which were damaged by the introduction of rags into the ponds have been rebuilt.

Effluent BOD results indicate that the biological treatment has been restored, yet the suspended solids levels in the effluent remain high. Sludge measurements taken in May 2010 in the treatment ponds suggest the levels of sludge near the outlets of the secondary treatment ponds 3 and 4 could be affecting the effluent water quality. Staff has repositioned the aerators in each of these ponds to move the sludge away from the outlets and redistribute the sludge within the ponds on an interim basis. This adversely impacted the suspended solids results for the months of May and June.

The Southland Wastewater Treatment Facility has two unlined sludge-drying beds that have recently been cleaned out so that they can be improved as part of the planned Southland WWTF upgrade project. The accumulated sludge will be dredged from the ponds and pumped to the sludge-drying beds, with removal to be budgeted and scheduled for the summer of 2011. This will not interfere with the WWTF upgrade project.

Ponds 3 and 4 are 1.49 acres each while ponds 1 and 2 are 1.09 acres each. The cost difference reflected in the breakdown for dredging the ponds is indicated below. Dredging of ponds 3 and 4 is required, dredging ponds 1 and 2 is recommended due to the amount of rag material that has accumulated.

Eight dredging companies were contacted to provide estimates for sludge dredging and pumping to the existing sludge drying beds. Three companies were unavailable to participate and notified the District that they would not submit a bid. Four companies did not respond at all. The only quote received by the District for dredging the sludge and pumping to the drying beds was submitted by AWS Dredge for the total amount of \$ 140,640.39.

Contractor	Ponds 3 and 4	Option of Ponds 1 and 2	Total Dredging Cost
AWS Dredge	\$82,933.92	\$57,706.47	\$140,640.39

Regarding compliance with the California Environmental Quality Act (CEQA), the project involves the maintenance of an existing facility and is therefore exempt from CEQA.

FISCAL IMPACT

The cost to dredge ponds 3 and 4 will cost \$82,933.92, and the additional cost to dredge ponds 1 and 2 will be \$57,706.47, for a total dredging and disposal cost of \$140,640.39. The cost to implement the Southland WWTF Sludge Removal is included in the FY 10-11 Budget: Capital Improvement Town Capacity Fund #710 in the amount of \$100,000.00. Further funds are requested as a Budget Amendment to Fund #710 in the amount of \$55,640.39, of which \$40,640.39 is to complete the dredging of all four of the ponds, and an additional \$15,000 in contingency funds for a total of \$155,640.39.

RECOMMENDATION

Staff recommends that your Honorable Board authorize staff to execute a contract with AWS Dredge for \$140,640.39 for the dredging of accumulated sludge in the two primary ponds and the two secondary ponds at the Southland WWTF and authorize staff to file a notice of exemption.

Furthermore, staff requests that your Honorable Board adopt a Resolution to authorize a Budget Amendment transferring \$55,640.39 in funds to Fund #710, and that the General Manager be authorized to approve change orders in an amount not-to-exceed \$15,000.

LIST OF CONTRACTORS CONTACTED

Aquatic Environments	Concord, CA
AWS Dredge,	West Benson, Utah
Creative Waste Management,	Folcroft, PA
Dredge America,	Kansas City, MO
Golden Enviro, LLC	Boise, Idaho
North American Industrial Cleaning Services, Inc.	Portland, Oregon
3i International, Inc.	Stockton, CA
Trimax Residuals	Edmonton, AB., Canada

ATTACHMENT

Quote from AWS Dredge

REQUEST FOR QUOTE - SOUTHLAND WWTF BIOSOLIDS DREDGING PROJECT

TO BE CONSIDERED, QUOTE MUST BE MAILED OR FAXED TO DISTRICT OFFICE, 148 S. WILSON STREET, NIPOMO, CA, 93444, FAX NUMBER 805-929-1932, AND RECEIVED BY 4 PM ON TUESDAY, JULY 20, 2010.

NAME OF FIRM: AWS Dredge, Inc.

NAME OF PRINCIPAL: Mark Leyda

ADDRESS: 5046 N. 2400 W. Benson, UT 84335

PHONE: (435) 563-2522 FAX: (435) 563-2767

E-MAIL: darci@awsdredge.com or leyda@awsdredge.com

LIST EQUIPMENT TO BE UTILIZED INCLUDING MAKE AND MODEL NUMBER:

Please See Attachment

COST FOR ALL WORK AS SPECIFIED IN REQUEST FOR QUOTE TO DREDGE SLUDGE FROM PONDS 3 and 4 AND PUMP TO SLUDGE DRYING BEDS:

TOTAL COST \$ 82,933.92

OPTIONAL COST FOR ALL WORK AS SPECIFIED IN REQUEST FOR QUOTE TO DREDGE SLUDGE FROM PONDS 1 and 2 AND PUMP TO SLUDGE DRYING BEDS:

TOTAL COST \$ 57,706.47


Signature of Principal Authorized to Sign for Firm

7/16/10
Date

This quote shall be valid for 90 Days from the date of signature. The District reserves the right to reject any and all quotes; to make any awards or any rejections in what it alone considers to be in the best interest of the District, and waive any informalities or irregularities in the quotes. The contract will be awarded, if at all, to the responsible bidder that submits the lowest responsive bid.

**NIPOMO COMMUNITY SERVICES DISTRICT
RESOLUTION NO. 2010-XXXX**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NIPOMO COMMUNITY SERVICES DISTRICT
AMENDING THE DISTRICT BUDGET TO PROVIDE FOR SLUDGE DREDGING OF THE
TREATMENT PONDS AT THE SOUTHLAND WASTEWATER TREATMENT FACILITY
APPROVED ON JULY 28, 2010**

WHEREAS, District staff requested quotes from eight dredging companies throughout the United States and Canada; and

WHEREAS, lined pond dredging is a specialty occupation which requires specialized equipment; and

WHEREAS, of the eight companies contacted, three have committed their equipment, and are unable to provide quotes, four companies did not respond, and only one quote was received from a company in Utah; and

WHEREAS, on July 28, 2010, the Nipomo Community Services District ("District") Board of Directors proposes to authorize dredging of the treatment ponds at the Southland Wastewater Treatment Facility and has proposed a budget amendment of \$55,640.39 to complete the project (herein, the "Project"); and

WHEREAS, on June 23, 2010 the District adopted its FY 10-11 Budget; and

WHEREAS, the amount budgeted in Fund #710 for sludge removal was \$100,000.00; and

WHEREAS, the District desires to amend the FY 10-11 Budget to allocate funds for the Project's completion.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE NIPOMO COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS AS FOLLOWS:

- 1) The District Board of Directors does hereby approve the Project and directs District Staff to execute the contract with AWS Dredge in the amount of \$140,640.39, and authorizes the General Manager to approve additional expenditures for a not-to-exceed total aggregate amount of \$15,000.
- 2) The District Board of Directors does hereby authorize the appropriation of \$55,640.39 from Reserves to Budget account #710 (Capital Improvement Town Capacity Fund) to fund the Project.

On the motion of Director _____ seconded by Director _____ and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

CONFLICTS:

the foregoing resolution is hereby adopted this 28th day of July 28, 2010.

Jim Harrison, President
Nipomo Community Services District

ATTEST:

Don Spagnolo
Secretary to the Board

Jon S. Seitz,
General Counsel

T:\BOARD MATTERS\RESOLUTIONS\RESOLUTIONS 2010\2010-XXXX SOUTHLAND SLUDGE DREDGING.DOC